--12. (New) The jukebox system of claim 11, wherein each of said jukeboxes include a learning mode that enables the control code to be obtained from the remote control and stored on the jukebox.--

--13. (New) The jukebox device of claim 11, wherein the remote control is operable to activate and deactivate the jukebox device.--

--14. (New) The jukebox device of claim 11, wherein the remote control is operable to activate and deactivate a payment device on the jukebox device.--

--15. (New) The jukebox device of claim 12, wherein the learning mode is incorporated into an operating system of the jukebox device.--

REMARKS

In view of the amendments and remarks herein, favorable reconsideration and allowance of this application are respectfully requested. By this Amendment, claims 1-10 have been canceled without prejudice or disclaimer, and new claims 11-15 have been added. Thus, claims 11-15 are pending for further examination.

With respect to the drawing objections, Applicant has filed a proposed drawing correction herewith. Approval of the proposed drawing corrections and withdrawal of this objection are respectfully requested.

Claims 1 and 4 have been rejected under 35 USC 103 as being obvious over Nathan in view of Schindler. Claims 1-10 have been rejected under 35 USC 103 over Martin in view of Schindler. Applicant respectfully contends that the new claims herein patentably distinguish the prior art of record and are in condition for allowance.

Specifically, neither Martin, Nathan nor Schindler disclose the specific combination of features set forth in new claim 11. For example, none of the cited references teach or suggest the features of having the server send the control code to at least one of the jukeboxes via the distribution network, and the at least one jukebox being operable to store the control code for use in comparing the control code sent by the remote control with the control code stored on the jukebox to determine whether or not the jukebox will respond to control codes from the remote control, as expressly required by new claim 11.

While the Examiner indicated in connection with the rejection of canceled claim 3 that Martin teaches that the jukebox receives a remote control code from a server connected to the jukebox, this assertion is not applicable to the features of claim 11. While the jukebox of Martin may receive communications from the server, there is no disclosure of sending a control code to the jukebox from the central server that is used in connection with a remote control for the jukebox. More specifically, Martin does not teach or suggest sending the control code to at least one of the jukeboxes via the distribution network, or the feature of having the jukebox store the control code for use in comparing the control code sent by the remote control with the control code stored on the jukebox to determine whether or not the jukebox will respond to control codes from the remote control. Applicant points out that the remote control as claimed is separate and apart from the server. Thus, the disclosure in Martin of sending communications to the jukebox over the network does not teach the remote control and control code features of the instant invention.

For at least the foregoing reasons, Applicant respectfully submits that the new claims herein clearly and patentably distinguish the prior art and are in condition for allowance. Thus, withdrawal of the rejections and passage of this case to issuance at an early date are earnestly solicited.
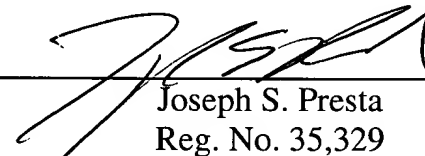
Should the Examiner have any questions regarding this application, or believe that any further issues need to be addressed, the Examiner is invited to call the undersigned attorney at the phone number below.

Attached hereto is a marked-up version of the changes made to the specification by the current amendment. The attached page is captioned **"Version With Markings To Show Changes Made."**

Respectfully submitted,

NIXON & VANDERHYE P.C.

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE SPECIFICATION

The paragraph beginning at page 9, the third paragraph:

- In a step of using,[. the remote control unit] the remote control unit transmits the
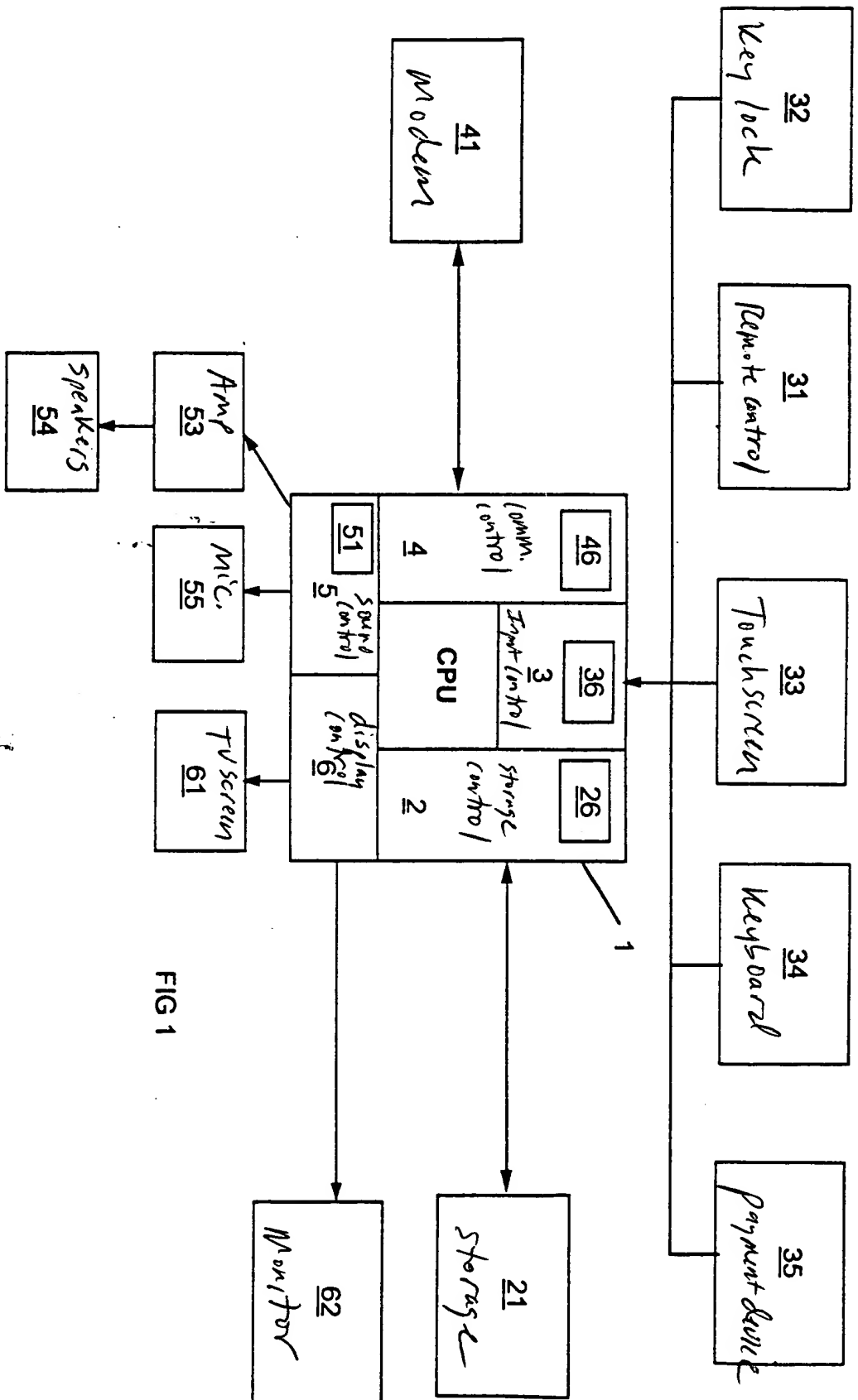
identification code in the signal when it is used.

FIG 1